

AUG 17 2003

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Approved for use through 04-30-2003 OMB 0651-0031
U.S. Patent and Trademark Office U.S. DEPARTMENT OF COMMERCE
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FORM***to be used for all correspondence after initial filing*

TRANSMITTAL FORM <i>to be used for all correspondence after initial filing</i>	Application Number	09/932,167	
	Filing Date	August 17, 2001	
	First Named Inventor	Chaitan KHOSLA	
	Art Unit	1651	
	Examiner Name	I. Marx	
Total Number of Pages in This Submission	3	Attorney Docket Number	300622005900

ENCLOSURES (check all that apply)

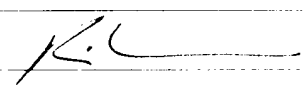
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply (2 pages) <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice Brief Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below) Return receipt postcard
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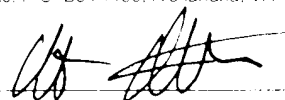
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	MORRISON & FOERSTER LLP Randolph Ted Apple - 36,429	25226
Signature		
Date	12 August 2003	

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Dated: August 22, 2003

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Docket No.: 300622005900
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Chaitan KHOSLA, et al.

Application No.: 09/932,167

Group Art Unit: 1651

Filed: August 17, 2001

Examiner: I. Marx

For: FERMENTATION AND PURIFICATION OF
MIGRASTATIN AND ANALOG

RESPONSE TO RESTRICTION REQUIREMENT

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Dear Sir:

This is in response to the Office Action dated July 22, 2003, which set forth a restriction requirement for pending claims 1-10. A response is due by August 22, 2003. Accordingly, this response is timely filed.

Applicants hereby elect Group I (claims 1-2, and 5-6), without traverse. Applicants expressly reserve their right under 35 U.S.C. § 121 to file one or more divisional applications directed to the non-elected subject matter during the pendency of this application, or an application claiming priority from this application.

Applicant requests examination of the elected subject matter on the merits.

Application No.: 09 932,167

Docket No.: 300622005900

In the unlikely event that the transmittal letter is separated from this document and the Patent Office determines that an extension and or other relief is required, applicant petitions for any required relief including extensions of time and authorizes the Assistant Commissioner to charge the cost of such petitions and or other fees due in connection with the filing of this document to **Deposit Account No. 03-1952** referencing docket no. 300622005900. However, the Assistant Commissioner is not authorized to charge the cost of the issue fee to the Deposit Account.

Dated: 12 August 2003

Respectfully submitted,

By 

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AUG 12 2003